



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
097241, 536	02/02/99	HEATH E	5253

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HM32/0927

EXAMINER
GOLDBERG, J

ART UNIT	PAPER NUMBER
1655	12

DATE MAILED: 09/27/00

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

**Notice of Abandonment**

Application No.

09/241,636

Examiner

Jeanine A Enewold Goldberg

Applicant(s)

HEATH ET AL.

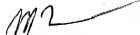
Art Unit

1655

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_.
- (a) ☐ A reply was received on \_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_ month(s)) which expired on \_\_\_\_.
- (b) ☒ A proposed reply was received on 24 August 2000, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
- (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; or (2) a timely filed Notice of Appeal (with appeal fee).)
- (c) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance (PTO-85).
- (a) ☐ The issue fee was received on \_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee set in the Notice of Allowance.
- (b) ☐ The submitted issue fee of \$ \_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$ \_\_\_\_.
- (c) ☐ The issue fee has not been received.
3. ☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability (PTO-37).
- (a) ☐ Proposed new formal drawings were received on \_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_ month(s)), which expired on \_\_\_\_.
- (b) ☐ The proposed new formal drawings filed \_\_\_\_ are not acceptable.
- (c) ☐ No proposed new formal drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

  
JEFFREY FREDMAN  
PRIMARY EXAMINER